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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
|-----------------|-------------|----------------------|---------------------|------------------|

08/905,293

08/01/1997

MAE JOANNE ROSOK

030436.46SU1

5228

23914

7590

05/08/2006

LOUIS J. WILLE
BRISTOL-MYERS SQUIBB COMPANY
PATENT DEPARTMENT
P O BOX 4000
PRINCETON, NJ 08543-4000

EXAMINER

DEVI, SARVAMANGALA J N

ART UNIT

PAPER NUMBER

1645

DATE MAILED: 05/08/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
COMMISSIONER OF PATENTS AND
TRADEMARKS
Washington, D.C. 20231

| SERIAL NUMBER | FILING DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO. |
|------------------|----------------|-----------------------|------------------------|
| 08/905,293 | 08/01/97 | Rosok et al. | 030436.46SU1 |

| | | |
|----------------------------|---------------|-----------------|
| + Customer Number 23914 | EXAMINER | |
| | S. Devi, Ph.D | |
| | ART UNIT | PAPER NUMBER |
| | 1645 | 052006 |

- DATE MAILED:

Please find below a communication from the EXAMINER in charge of this application

Commissioner of Patents

- 1) This application contains sequence disclosures that are encompassed by the definitions for nucleotide and/or amino acid sequences set forth in 37 C.F.R 1.821(a)(1) and (a)(2). A computer readable form (CRF) of the sequence listing was submitted. However, the CRF could not be processed by the Scientific and Technical Information Center (STIC) for the reason(s) set forth on the attached Raw Sequence Listing Error Report.
- 2) Applicant is given ONE MONTH, or THIRTY DAYS, whichever is longer, from the mailing date of this letter within which to comply with the sequence rules, 37 C.F.R 1.821 - 1.825. Failure to comply with these requirements will result in ABANDONMENT of the application under 37 C.F.R 1.821(g). Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 C.F.R 1.136(a). In no case may an applicant extend the period for reply beyond the SIX MONTH statutory period. Direct the reply to the undersigned. Applicant is requested to return a copy of the attached CRF Diskette Problem Report with the reply.
- 3) Any inquiry concerning this communication or earlier communications from the Examiner should be directed to S. Devi, Ph.D., whose telephone number is (571) 272-0854. The Examiner can normally be reached on Monday-Friday from 7:15 a.m. to 4:15 p.m. (Eastern Time).

If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's supervisor, Lynette Smith, can be reached at (571) 272-0864. The FAX phone number for group 1600 is (571) 273-8300.

May, 2006


S. DEVI, PH.D.
PRIMARY EXAMINER

| | | | |
|-------------------------|-------------------------------|-----------------------|--|
| Notice to Comply | Application No. 08/905,293 | Applicant(s) ROBOK | |
| | Examiner S. DEVI | Art Unit 1645 | |

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☐ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☒ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable from of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other:

Applicant Must Provide:

- ☐ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or substitute paper copy of the "Sequence Listing", **as well as an amendment specifically directing its entry into the application.**
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216 or (703) 308-2923

For CRF Submission Help, call (703) 308-4212 or 308-2923

PatentIn Software Program Support

Technical Assistance.....703-287-0200

To Purchase PatentIn Software.....703-306-2600

PLEASE RETURN A COPY OF THIS NOTICE WITH YOUR REPLY

STIC Biotechnology Systems Branch

RAW SEQUENCE LISTING **ERROR REPORT**

The Biotechnology Systems Branch of the Scientific and Technical Information Center (STIC) detected errors when processing the following computer readable form:

Application Serial Number: 08/905,293A
Source: FW/6
Date Processed by STIC: 3/14/06

THE ATTACHED PRINTOUT EXPLAINS DETECTED ERRORS.

PLEASE FORWARD THIS INFORMATION TO THE APPLICANT BY EITHER:

- 1) INCLUDING A COPY OF THIS PRINTOUT IN YOUR NEXT COMMUNICATION TO THE APPLICANT, WITH A NOTICE TO COMPLY or,**
- 2) TELEPHONING APPLICANT AND FAXING A COPY OF THIS PRINTOUT, WITH A NOTICE TO COMPLY**

FOR CRF SUBMISSION AND PATENTIN SOFTWARE QUESTIONS, PLEASE CONTACT MARK SPENCER, TELEPHONE: 571-272-2510; FAX: 571-273-0221

TO REDUCE ERRORED SEQUENCE LISTINGS, PLEASE USE THE CHECKER VERSION 4.4.0 PROGRAM, ACCESSIBLE THROUGH THE U.S. PATENT AND TRADEMARK OFFICE WEBSITE. SEE BELOW FOR ADDRESS:

<http://www.uspto.gov/web/offices/pac/checker/chkrnote.htm>

Applicants submitting genetic sequence information electronically on diskette or CD-Rom should be aware that there is a possibility that the disk/CD-Rom may have been affected by treatment given to all incoming mail.

Please consider using alternate methods of submission for the disk/CD-Rom or replacement disk/CD-Rom.

Any reply including a sequence listing in electronic form should NOT be sent to the 20231 zip code address for the United States Patent and Trademark Office, and instead should be sent via the following to the indicated addresses:

- 1. EFS-Bio (<<http://www.uspto.gov/ebc/efs/downloads/documents.htm>> , EFS Submission User Manual - ePAVE)**
- 2. U.S. Postal Service: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450**
- 3. Hand Carry, Federal Express, United Parcel Service, or other delivery service (EFFECTIVE 01/14/05):
U.S. Patent and Trademark Office, Mail Stop Sequence, Customer Window, Randolph Building, 401 Dulany Street, Alexandria, VA 22314**

Revised 01/10/06



IFW16

RAW SEQUENCE LISTING

DATE: 03/14/2006

PATENT APPLICATION: US/08/905,293A

TIME: 11:52:00

Input Set : E:\ON0146seqrevised.txt

Output Set: N:\CRF4\03142006\H905293A.raw

SEQUENCE LISTING

C--> 5 (1) GENERAL INFORMATION:

7 (i) APPLICANT: Yelton, Dale E.
8 Rosok, Mae Joanne

C--> 10 (ii) TITLE OF INVENTION: A METHOD FOR INHIBITING IMMUNOGLOBULIN-INDUCED
11 TOXICITY RESULTING FROM THE USE OF IMMUNOGLOBULINS
12 IN THERAPY AND IN VIVO DIAGNOSIS

14 (iii) NUMBER OF SEQUENCES: 29

16 (iv) CORRESPONDENCE ADDRESS:

17 (A) ADDRESSEE: Bristol-Myers Squibb Company

18 (B) STREET: P.O. Box 4000

19 (C) CITY: Princeton

20 (D) STATE: NJ

21 (E) COUNTRY: USA

22 (F) ZIP: 08543

24 (v) COMPUTER READABLE FORM:

25 (A) MEDIUM TYPE: CD-ROM

26 (B) COMPUTER: IBM Compatible

27 (C) OPERATING SYSTEM: WINDOWS

28 (D) SOFTWARE: PatentIn

30 (vi) CURRENT APPLICATION DATA:

C--> 31 (A) APPLICATION NUMBER: US/08/905,293A

C--> 32 (B) FILING DATE: 01-Aug-1997

33 (C) CLASSIFICATION:

35 (vii) PRIOR APPLICATION DATA:

36 (A) APPLICATION NUMBER: 60/023,033

37 (B) FILING DATE: 02-AUG-1996

41 (viii) ATTORNEY/AGENT INFORMATION:

42 (A) NAME: Carey, Brian

43 (B) REGISTRATION NUMBER: 44,590

44 (C) REFERENCE/DOCKET NUMBER: ON0146A

46 (ix) TELECOMMUNICATION INFORMATION:

47 (A) TELEPHONE: 609-252-3883

48 (B) TELEFAX: 609-252-4526

49 (C) TELEX:

Does Not Comply
Corrected Diskette Needed

pp 1, 4

ERRORED SEQUENCES

1547 (2) INFORMATION FOR SEQ ID NO: 28:

1549 (i) SEQUENCE CHARACTERISTICS:

1550 (A) LENGTH: 8897 base pairs

1551 (B) TYPE: nucleic acid

8321 shown
P. 4

RAW SEQUENCE LISTING

DATE: 03/14/2006

PATENT APPLICATION: US/08/905,293A

TIME: 11:52:00

Input Set : E:\ON0146seqrevised.txt

Output Set: N:\CRF4\03142006\H905293A.raw

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1552      (C) STRANDEDNESS: single
1553      (D) TOPOLOGY: linear
1555      (ii) MOLECULE TYPE: cDNA
1557      (xi) SEQUENCE DESCRIPTION: SEQ ID NO: 28:
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1560 GGAAAAAATAA ATTAAAAATAA AATAAAATAA AAACCTCTACC TCAAACCGCG GCTAGAGGGC      120
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1562 ACGAGGGACG AACACACAAC CTCCAGCGAC TCATCACGCG CTCGTTTAA ATTCTGATGT      240
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1591 GCCTCCGGAG ACGGGCGGGG TGAGTACGAG TCCCTCTCCC AGAAGACCGA AAAAGGGGTC      1980
1592 CGAGACCCGT CCGTGTCCGA TCCACGGGGA TTGGGTCCGG GACGTGTGTT TCCCGTCCA      2040
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1595 CATTGAGGGT TAGAAGAGAG ACGTCTCGGG TTTAGAACAC TGTTTTGAGT GTGTACGGGT      2220
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1599 ATGTCCCGTC GGGGCTCTTG GTGTCCACAT GTGGGACGGG GGTAGGGCCC TACTCGACTG      2460
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RAW SEQUENCE LISTING

DATE: 03/14/2006

PATENT APPLICATION: US/08/905,293A

TIME: 11:52:00

Input Set : E:\ON0146seqrevised.txt

Output Set: N:\CRF4\03142006\H905293A.raw

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| 1605 | GAGAGCGCCA | GCGTGCTCCT | ACGAACCGTG | CATGGGGGAC | ATGTATGAAG | GGCCCGCGGG | 2820 |
| 1606 | TCGTACCTTT | ATTTTCGTGGG | TCGCGACGGG | ACCCGGGGAC | GCTCTGACAC | TACCAAGAAA | 2880 |
| 1607 | GGTGCCCACT | CCGGCTCAGA | CTCCGGACTC | ACCGTACTCC | CTCCGTCTCG | CCCAGGGTGA | 2940 |
| 1608 | CAGGGGTGTG | ACCGGGTCCG | ACACGTCCAC | ACGGACCCGG | GGGATCCAC | CCCGAGTCGG | 3000 |
| 1609 | TCCCCGACGG | GAGCCGTCCC | ACCCCTAA | CGGTCCGACC | GGGAGGGAGG | TCGTCTGTGA | 3060 |
| 1610 | CGGGACCCGA | CCCGGTGCCC | TTCGGGATCC | TCGGGGACCC | CTGTCTGTGT | GTCCGGGACG | 3120 |
| 1611 | GAGACATCCT | CTGACAGGAC | AAGACACTCG | CGGGGACAGG | AGGGCTGGAG | GTACGGGTGA | 3180 |
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| 1617 | TCGTTCCAGG | AGCGTGTGCA | CTTGTGAGGA | GCCTGTGTCC | GGGGGTGCTC | GGGGTGCGCC | 3540 |
| 1618 | GTGGAGTTCC | GGGTGCTCCG | AGAGCCGTCC | AAGAGGTGTA | CGACTGGACG | AGTCTGTTTG | 3600 |
| 1619 | GGTCGGGAGG | AGAGTGTTCC | CACGGGGACG | TCGGCGGTGT | GTGTGTGTCC | CCTAGTGTGT | 3660 |
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| 1621 | GTCGGAGCTG | ACACGGAAGA | TCAACGGTCC | GTAGACAACA | AACGGGGAGG | GGGCACGGAA | 3780 |
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| 1628 | TTCCCTTTTT | TTCGTACGTA | GAGTTAATCA | GTCGTTGGTA | TCAGGGCGGG | GATTGAGGCG | 4200 |
| 1629 | GGTAGGGCGG | GGATTGAGG | GGGTCAAGGC | GGGTAAAGAG | CGGGGTACCG | ACTGATTAAA | 4260 |
| 1630 | AAAAATAAAT | ACGTCTCCGG | CTCCGGCGGA | GCCGGAGACT | CGATAAGGTC | TTCATCACTC | 4320 |
| 1631 | CTCCGAAAAA | ACCTCCGGAT | CCGAAAAACG | TTTTCGAACC | TGTCGAGTCC | CGACGCTAAA | 4380 |
| 1632 | GCGCGGTTTG | AACTGCCGTT | AGGATCGCAC | TTCCGACCAT | CCTAAAATAG | GGGCGACGGT | 4440 |
| 1633 | AGTACCAAGC | TGGTAACTTG | ACGTAGCAGC | GGCACAGGGT | TTTATACCCC | TAACCGTTCT | 4500 |
| 1634 | TGCCTCTGGA | TGGGACCGGA | GGCGAGTCC | TGCTCAAGTT | CATGAAGGTT | TCTTACTGGT | 4560 |
| 1635 | GTTGGAGAAG | TCACCTTCCA | TTTGCTTAG | ACCACTAATA | CCCATCCTTT | TGACCAAGA | 4620 |
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| 1638 | AATAACTTGT | TGGCCTTAAC | CGTTCAATTC | ATCTGTACCA | AACCTATCAG | CCTCCGTCAA | 4800 |
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| 1640 | ACGTCCTTAA | ACTTTCACTG | TGCAAAAAGG | GTCTTTAACT | AAACCCCTTT | ATATTTGAAG | 4920 |
| 1641 | AGGGTCTTTAT | GGGTCCGCAG | GAGAGACTCC | AGGTCTCTCT | TTTTCCGTAG | TTCATATTCA | 4980 |
| 1642 | AACTTCAGAT | GCTCTTCTTT | CTGATTGTCC | TTCTACGAAA | GTTCAAGAGA | CGAGGGGAGG | 5040 |
| 1643 | ATTTTCGATC | GTAATAATAT | TCTGGTACCC | TGAAAACGAC | CGAAATCTAG | AGAAACACTT | 5100 |
| 1644 | CCTTGGAATG | AAGACACCAC | ACTGTATTAA | CCTGTTTGAT | GGATGTCTCT | AAATTTTCGAG | 5160 |
| 1645 | ATTCCATTTA | TATTTTAAAA | ATTACATAT | TACACAATTT | GATGACTAAG | ATTAACAAAC | 5220 |
| 1646 | ACATAAAATC | TAAGGTTGGA | TACCTTGACT | ACTTACCCTC | GTCACCACCT | TACGGAAATT | 5280 |
| 1647 | ACTCCTTTTG | GACAAAACGA | GTCTTCTTTA | CGGTAGATCA | CTACTACTCC | GATGACGACT | 5340 |
| 1648 | GAGAGTTGTA | AGATGAGGAG | GTTTTTCTTT | CTCTTTCCAT | CTTCTGGGGT | TCCTGAAAGG | 5400 |
| 1649 | AAGTCTTAAC | GATTCAAAAA | ACTCAGTACG | ACACAAATCA | TTATCTTGAG | AACGAACGAA | 5460 |
| 1650 | ACGATAAATG | TGGTGTTTCC | TTTTTCGACG | TGACGATATG | TTCTTTTAAT | ACCTTTTAT | 5520 |
| 1651 | AAGACATTGG | AAATATTCAT | CCGTATTGTC | AATATTAGTA | TTGTATGACA | AAAAAGAATG | 5580 |
| 1652 | AGGTGTGTCC | GTATCTCACA | GACGATAATT | ATTGATACGA | GTTTTTAACA | CATGGAAATC | 5640 |

RAW SEQUENCE LISTING

DATE: 03/14/2006

PATENT APPLICATION: US/08/905,293A

TIME: 11:52:00

Input Set : E:\ONO146seqrevised.txt

Output Set: N:\CRF4\03142006\H905293A.raw

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1664 GAAAGGTCAG CCCTTTGGAC AGCACGGTCG ACCTAATTAC TTAGCCGGTT GCGCGCCCCT 6360
1665 CTCCGCCAAA CGCATAACCC GCGAGAAGGC GAAGGAGCGA GTGACTGAGC GACGCGAGCC 6420
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1671 ACAGSCGAA AGAGGGAGC CCTTCGCTCC GCGAAAGAGT TACGAGTGCC ACATCCATAG 6780
1672 AGTCAAGCCA CATCCAGCAA GCGAGGTTCC ACCCGACACA CGTGCTTGGG GGGCAAGTCG 6840
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1676 AGACGCGAGA CGACTTCGGT CAATGGAAGC CTTTTCTCA ACCATCGAGA ACTAGCCGT 7080
1677 TTGTTTGGTG GCGACCATCG CCACCAAAA AACAAACGTT CGTCGTCTAA TCGCGCTCTT 7140
1678 TTTTTCCTAG AGTTCTTCTA GGAAACTAGA AAAGATGCC CAGACTGCGA GTCACCTTGC 7200
1679 TTTTGAGTGC AATTCCCTAA AACCAGTACT CTAATAGTTT TTCCTAGAAG TGGATCTAGG 7260
1680 AAAATTTAAT TTTTACTTCA AAATTTAGTT AGATTTCTA TATACTCATT TGAACCAGAC 7320
1681 TGTCAATGGT TACGAATTAG TCACTCCGTG GATAGAGTCG CTAGACAGAT AAAGCAAGTA 7380
1682 GGTATCAACG GACTGAGGGG CAGCACATCT ATTGATGCTA TGCCCTCCCG AATGGTAGAC 7440
1683 CGGGGTACG ACGTTACTAT GCGCTCTGG GTGCGAGTGG CCGAGGTCTA AATAGTCGTT 7500
1684 ATTTGGTCGG TCGGCCTTCC CGGCTCGGT CTTCACCAGG ACGTTGAAAT AGGCGGAGGT 7560
1685 AGGTCAGATA ATTAACAACG GCCCTTCGAT CTCATTTCAT AAGCGGTCAA TTATCAAACG 7620
1686 CGTTGCAACA ACGGTAACGA TGTCGGTAGC ACCACAGTGC GAGCAGCAA CCATACCGAA 7680
1687 GTAAGTCGAG GCCAAGGGTT GCTAGTTCCG CTCAATGTAC TAGGGGGTAC AACACGTTTT 7740
1688 TTCGCCAATC GAGGAAGCCA GGAGGCTAGC AACAGTCTTC ATTCAACCGG CGTCACAATA 7800
1689 GTGAGTACCA ATACGTCGT GACGTATTAA GAGAATGACA GTACGGTAGG CATTCTACGA 7860
1690 AAAGACACTG ACCACTCATG AGTTGGTTCA GTAAGACTCT TATCACATAC GCCGCTGGCT 7920
1691 CAACGAGAAC GGGCCGCGT TATGCCCTAT TATGGCGCGG TGTATCGTCT TGAAATTTTC 7980
1692 ACGAGTAGTA ACCTTTTGCA AGAAGCCCCG CTTTGTAGAG TTCCTAGAAT GGCGACAAC 8040
1693 CTAGGTCAAG CTACATTGGG TGAGCACGTG GGTGACTAG AAGTCGTAGA AAATGAAAGT 8100
1694 GGTCGCAAAG ACCCACTCGT TTTGTGCTT CCGTTTTACG GCGTTTTTTC CCTTATTCCC 8160
1695 GCTGTGCCTT TACAACCTAT GAGTATGAGA AGGAAAAGT TATAATAACT TCGTAAATAG 8220
1696 TCCCAATAAC AGAGTACTCG CCTATGTATA AACTTACATA AATCTTTTTA TTTGTTTATC 8280
E--> 1697 CCCAAGGCGC GTGTAAAGGG GCTTTTCACG GTGGACTGCA G 8321

```


RAW SEQUENCE LISTING ERROR SUMMARY DATE: 03/14/2006
PATENT APPLICATION: US/08/905,293A TIME: 11:52:01

Input Set : E:\ONO146seqrevised.txt
Output Set: N:\CRF4\03142006\H905293A.raw

Invalid Line Length:

The rules require that a line not exceed 72 characters in length. This includes spaces.

Seq#:1; Line(s) 10

VERIFICATION SUMMARY

DATE: 03/14/2006

PATENT APPLICATION: US/08/905,293A

TIME: 11:52:01

Input Set : E:\ONO146seqrevised.txt

Output Set: N:\CRF4\03142006\H905293A.raw

L:5 M:220 C: Keyword misspelled or invalid format, [(1) GENERAL INFORMATION:]
L:10 M:220 C: Keyword misspelled or invalid format, [(ii) TITLE OF INVENTION:]
L:31 M:220 C: Keyword misspelled or invalid format, [(A) APPLICATION NUMBER:]
L:32 M:220 C: Keyword misspelled or invalid format, [(B) FILING DATE:]
L:1697 M:204 E: No. of Bases differ, LENGTH:Input:8897 Counted:8321 SEQ:28